

JCO6 Rec'd PCT/PTO 17 OCT 2005

UC 207-KFM
CZ1133-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : MARTIN RAHE, RUDI MAIER, MICHAEL WAGENER
and RAYMOND GLOCKER
Serial No. : 10/530,383
Filed : April 6, 2005
For : BLADDER IMPLANT
Art Unit : 3736
Customer No. : 010037

October 13, 2005

MAIL STOP PCT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

RESPONSE TO NOTICE OF ACCEPTANCE
OF APPLICATION UNDER 35 USC §371

Responsive to the "Notice of Acceptance of Application under 35 USC §371 and 37 CFR §1.495" (a copy of which is enclosed), applicants submit the following documents:

1. A copy of applicants' Preliminary Amendment, submitted April 6, 2005, concurrently with the originally filed application papers;
2. A copy of applicants' return address postcard indicating that this Preliminary Amendment indicating that

this Preliminary Amendment, containing 16 pages, was received together with the application papers;

3. A copy of applicants' Deposit Account Statement for September 2005, showing a debit in the amount of \$180; and

4. A new Supplemental Amendment dated today.

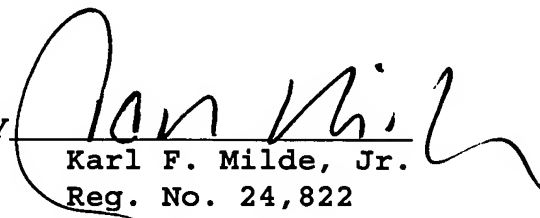
The second page of the Notice of Acceptance indicates that the Preliminary Amendment is missing page 12. This missing page must have been misplaced at the U.S. PTO because (1) applicants' attorney submitted the original Preliminary Amendment and retained a file copy which included page 12, and (2) the return address postcard indicates that all 16 pages of the Preliminary Amendment were received.

Since the Preliminary Amendment removed the multiple dependencies in the claims of this application, the amount of \$180 should not have been charged.

Applicants therefore respectfully request that \$180 be refunded to the Deposit Account No. 50-0427.

It is also respectfully requested that either the original Preliminary Amendment be entered in this application, or that the enclosed Supplemental Amendment, which is identical to the Preliminary Amendment, be entered.

Respectfully submitted,

By 
Karl F. Milde, Jr.
Reg. No. 24,822

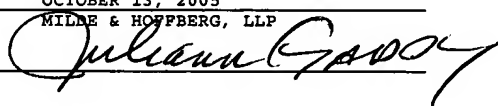
MILDE & HOFFBERG LLP
10 Bank Street - Suite 460
White Plains, NY 10606

(914) 949-3100

I hereby certify that this correspondence is being deposited with the United States Postal Services as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

OCTOBER 13, 2005
MILDE & HOFFBERG, LLP

By



Date OCTOBER 13, 2005



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/530,383	Martin Rahe	UC 207-KFM

Karl F Milde jr
 Milde & Hoffberg
 10 Bank Street
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 White Plains, NY 10606

INTERNATIONAL APPLICATION NO.

PCT/DE03/03395

I.A. FILING DATE

PRIORITY DATE

10/13/2003

CONFIRMATION NO. 4932

371 ACCEPTANCE LETTER



OC000000017049481

Date Mailed: 09/26/2005

NOTICE OF ACCEPTANCE OF APPLICATION UNDER 35 U.S.C 371 AND 37 CFR 1.495

The applicant is hereby advised that the United States Patent and Trademark Office in its capacity as a Designated / Elected Office (37 CFR 1.495), has determined that the above identified international application has met the requirements of 35 U.S.C. 371, and is ACCEPTED for national patentability examination in the United States Patent and Trademark Office.

The United States Application Number assigned to the application is shown above and the relevant dates are:

05/26/200505/26/2005

DATE OF RECEIPT OF 35 U.S.C. 371(c)(1), (c)(2) and
 (c)(4) REQUIREMENTS

DATE OF COMPLETION OF ALL 35 U.S.C. 371
 REQUIREMENTS

A Filing Receipt (PTO-103X) will be issued for the present application in due course. **THE DATE APPEARING ON THE FILING RECEIPT AS THE " FILING DATE" IS THE DATE ON WHICH THE LAST OF THE 35 U.S.C. 371 (c)(1), (c)(2) and (c)(4) REQUIREMENTS HAS BEEN RECEIVED IN THE OFFICE. THIS DATE IS SHOWN ABOVE.** The filing date of the above identified application is the international filing date of the international application (Article 11(3) and 35 U.S.C. 363). Once the Filing Receipt has been received, send all correspondence to the Group Art Unit designated thereon.

The following items have been received:

- Indication of Small Entity Status
- Copy of the International Application filed on 04/06/2005
- Copy of the International Search Report filed on 04/06/2005
- Preliminary Amendments filed on 04/06/2005
- Biochemical Sequence Diskette filed on 04/06/2005
- Oath or Declaration filed on 05/26/2005
- Small Entity Statement filed on 04/06/2005
- Request for Immediate Examination filed on 04/06/2005
- U.S. Basic National Fees filed on 04/06/2005
- Assignment filed on 05/26/2005
- Priority Documents filed on 04/06/2005

The following defects have been observed:

- Preliminary Amendments have not been entered because The Prel. Amendment submitted on 06 April 2005 is missing page 12 (part of claim 16 and claims, 17, 18, and 19 in its entirety). Therefore, this application will be based on the original claims..

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

TERRY M JOHNSON VESSELS
Telephone: (703) 308-9140 EXT 221

PART 1 - ATTORNEY/APPLICANT COPY

FORM PCT/DO/EO/903 (371 Acceptance Notice)

JC10 Rec'd PGT/PTO 06 APR 2005

UC 201

Serial/Patent No. TO BE ASSIGNED

Mailing Date: 4-5-05

Due Date: 4-12-05

New US Appl of Martin Katz, Ruth Maier
The Patent & Trademark Office acknowledges, and has stamped
hereon the date of receipt of the items checked below: Michael Wegener, Raymond G. Khan
CLADDER IMPLANT

- ☒ Abstract
- ☒ Amendment - Pages 16 (Preliminary)
- ☒ Application - Pages 10
- ☐ Assignment
- ☐ Assignment Recordation Sheet
- ☒ Check(s) for \$ 565 (US + smly fee fee) 7895
- ☒ Claims - Pages 6 (clims 1-30)
- ☐ Declaration and Power of Attorney
- ☒ Drawings - Sheets 1 - (20) 1-7
- ☐ Formal Drawings (FIGS. _____ to _____) - Sheets
- ☐ Information Disclosure Statement
- ☐ Issue Fee Payment
- ☐ Letter/Response
- ☐ Letter to Official Draftsman
- ☐ Maintenance Fee Payment
- ☐ Notice of Revocation of Power of Attorney & Change of Address
- ☐ Petition for Extension of Time
- ☐ Priority Document
- ☒ PTO Form 1390 (210)
- ☐ PTO Form 1449
- ☐ References -
- ☒ Postcard

State 141(c) km
Copy of PTO Form No PGT/PTO 2003/003395

Via Express Mail
CD 483 005 786 JS

10/530383

APR 18 2005

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United States Patent and Trademark Office

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Deposit Account Statement

Requested Statement Month:	September 2005
Deposit Account Number:	500427
Name:	MILDE & HOFFBERG, LLP
Attention:	KARL F. MILDE, JR.
Address:	10 BANK STREET
City:	WHITE PLAINS
State:	NY
Zip:	10606
Country:	UNITED STATES OF AMERICA

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
09/08	9	11144463	WEIGEL 206-KFM	1051	-\$130.00	\$2,231.50
09/08	11	11144463		9204	-\$130.00	\$2,361.50
09/12	57	10530383		9204	-\$50.00	\$2,411.50
09/19	7	10530383	UC 207 - KEM	2616	\$180.00	\$2,231.50
09/21	2	10534850		9204	-\$250.00	\$2,481.50
09/21	3	10534850		2642	\$200.00	\$2,281.50
09/21	43	E-REPLENISHMENT		9203	-\$300.00	\$2,581.50
09/23	80	76508037	MOD SCI 802-KFM	6004	\$150.00	\$2,431.50
09/23	81	76508036	MOD SCI 803-KFM	6004	\$150.00	\$2,281.50
		START BALANCE	SUM OF CHARGES	SUM OF REPLENISH	END BALANCE	
		\$2,101.50	\$680.00	\$860.00	\$2,281.50	

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